

08-22

A

IN THE UNITED STATES OF AMERICA PATENT AND TRADEMARK OFFICE

APPLICANT: Laddie L. James
TITLE: Improved Tack Spraying Apparatus
ATTY. DOCKET: 9066.002



ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS - SMALL BUSINESS CONCERN

I hereby declare that I am an official empowered to act on behalf of the small business concern identified below:

NAME OF CONCERN: James Corporation, Inc.
ADDRESS OF CONCERN: P.O. Box 877
Opelousas, Louisiana 70571-0877

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 37 CFR 121.3-18, and reproduced in 37 CFR 1.9 (d) for purposes of paying reduced fees under section 41 (a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern in the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled Improved Tack Spraying Apparatus by inventor Laddie L. James described in the specification filed herewith.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28 (b))

SMALL ENTITY STATEMENT
(BUSINESS CONCERN)
PAGE 1 OF 2 PAGES



09642868 - 082100

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Laddie L. James
TITLE OF PERSON OTHER THAN OWNER: President
ADDRESS OF PERSON SIGNING: P.O. Box 877, Opelousas, Louisiana 70571-0877

SIGNATURE Laddie L. James DATE 18 August 2000

Certification Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on this 21st day of August, 2000.

EXPRESS MAIL LABEL E640032997US

Shirley B. Berman



IN THE UNITED STATES OF AMERICA
PATENT AND TRADEMARK OFFICE

APPLICANT: Laddie L. James
TITLE: Improved Tack Spraying Apparatus
ATTORNEY DOCKET NO.: 9066.002



COMMISSIONER OF PATENTS AND TRADEMARKS
WASHINGTON, D.C. 20231

VERIFIED STATEMENT (DECLARATION)
CLAIMING SMALL ENTITY STATUS (37 CFR 1.9 (f)
AND 1.27 (b)) - INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9 (f) for purposes of paying reduced fees under section 41 (a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled Improved Tack Spraying Apparatus described in the specification filed herewith.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9 (f) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9 (d) or a nonprofit organization under 37 CFR 1.9 (e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

FULL NAME James Corporation
ADDRESS Post Office Box 877
Opelousas, Louisiana 70571-0877

☐ INDIVIDUAL ☒ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the

SMALL ENTITY STATEMENT
(INDEPENDENT INVENTOR)
PAGE 1 OF 2 PAGES

SCAN 9

earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.


Laddie L. James

18 August 2000
Date

Certification Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on this 21st day of August, 2000.

EXPRESS MAIL LABEL EL640032997US


SMALL ENTITY STATEMENT
(INDEPENDENT INVENTOR)
PAGE 2 OF 2 PAGES

SCAN 9



0964283-0540
DOT 280" 89824960

IMPROVED TACK SPRAYING APPARATUS

INVENTOR: LADDIE L. JAMES

ATTORNEY DOCKET NUMBER: 9066.002



SPECIFICATION

BACKGROUND OF THE INVENTION

Field of the Invention. This invention relates in general to tack spraying apparatus, and more particularly to motorized tack spraying vehicles and to spray nozzles utilized in tack spraying apparatus.

Prior Art. "Tack" is commonly known in the art to encompass asphaltic emulsions, liquid asphalt, or a variety of other substances that are coated onto a surface to be paved prior to distributing and compacting the hot mix asphalt (HMA) into a mat to bind the HMA to the underlying surface. Typically, the emulsion comprises liquid asphalt, water and an emulsifying agent. In more current formulations, the emulsion can also include polymers, such as SBS and SBR polymers.

Tack is typically applied, just prior to a paving operation, by being sprayed onto the surface to be paved from a spray bar extending transversely over the surface. A tack truck operated independently of the paving machine is normally used for this purpose. The typical tack truck includes a self-propelled chassis on which are mounted a tack storage tank and a tack spray assembly. The truck travels in front of the paving machine while coating the surface to be paved with a layer of tack. The truck travels at 5 to 10 miles per hour, considerably faster than the 20 to 40 feet per minute operational speed of the paving machine, and hence must periodically stop to wait for the paving machine and associated components of the paving system to catch up with the truck. Examples of such tack application systems are disclosed in U.S. Patent No. 4,828,429 to Kirchner et al; U.S. Patent No. 4,684,289 to Gnesa, and U.S. Patent No. 4,793,731 to Gnesa. These systems have various drawbacks such as the paving equipment becoming covered with the tack, the

1 accidental spraying of tack on vehicles passing in an adjacent lane of the road being paved.
2 Solutions to some of these problems have been addressed by incorporating the tack storage tank
3 and tack spraying equipment into the paving machine. Examples of such systems are seen in U.S.
4 Patent No. 5,851,085 to Campbell, U.S. Patent No. 5,131,788 to Hulicsko, and U.S. Patent No.
5 4,944,632 to Dillingham.

6 However, serious problems remain in providing a simple tack application system that can
7 uniformly distribute the tack with downtime to fix clogged spray nozzles and transfer lines. This
8 problem has become more acute with the increasing use of polymer material in the tack emulsion.
9 These polymers have a greater tendency to form relatively large globules if the tack becomes cool
10 or after prolonged storage. When this occurs these globules can enter and clog the transfer lines or
11 spray nozzles preventing further dispersion of tack, or cause uneven distribution or application on
12 the road surface.

13 Another remaining problem is the costs of all the various pieces of equipment involved in
14 applying emulsions on both hot-mix overlay and soil cement applications. Reduction in the
15 number of pieces of equipment and associated costs would be a desirable advance in the art.

16 Still other problems in the art include the ability to measure the amount of tack within the
17 storage tank, as well as the tack output on a continual basis.

18 **OBJECTS AND SUMMARY OF THE INVENTION**

19 Therefore, one object of this invention is to provide tack spraying equipment that provides a
20 uniform dispersion of polymer containing tack.

21 Another object of this invention is to provide a tack spraying assembly having an improved
22 spray nozzle.

1 Still another object of this invention is to provide an improved tack spraying assembly
2 incorporated with a moving vehicle that could include the HMA paving machine.

3 A still further object is to provide a tack spraying assembly that permits continual
4 determination of the amount of tack material in the storage tank, as well as the flow rate of the tack
5 from the storage tank.

6 Other objects and advantages of this invention shall become apparent from the ensuing
7 descriptions of the invention.

8 Accordingly, a tack spraying device mountable on an engine driven moving vehicle is
9 disclosed comprising a storage tank for maintaining tack material stored in the storage tank under
10 pressure during operation, a first line connecting the exhaust pipe of the vehicle engine to the
11 storage tank in a manner to permit transfer of the engine exhaust to the interior of the storage tank
12 and to serve as a source of the pressure within the storage tank, and a second line connecting the
13 storage tank to a spray nozzle in a manner to transfer the tack material in the storage tank to the
14 spray nozzle. In a preferred embodiment a pressure relief valve is operative attached to said storage
15 tank to relieve the pressure in the storage tank at a pre-determined pressure level. The preferred
16 predetermined pressure level is set at a pressure sufficient to transfer the tack from the storage tank
17 to the spray nozzle at a rate of at least 0.02 gallons per square yard, more preferably 0.02 to 0.08
18 gallons per square yard. In an alternate preferred embodiment the spray nozzle has an orifice with
19 a nominal diameter greater than any polymer ball that may develop in the storage tank during
20 spraying of the tack material, preferably a nominal diameter of at least 0.375 inches and has a
21 capacity to permit at least 14, more preferably 14-140, gallons per minute of tack material to flow
22 through the orifice at a pressure of at least about 3 psig with a spray angle of at least 75°.

1 Alternatively, a motorized tack spraying vehicle is disclosed comprising an engine driven
2 moving vehicle, a tack material storage tank mounted to the vehicle for maintaining tack material
3 stored in the storage tank under pressure during operation, a first line connecting the exhaust pipe of
4 the vehicle engine to the storage tank in a manner to permit transfer of the engine exhaust to the
5 interior of the storage tank and to serve as the source of the pressure within the storage tank, and a
6 second line connecting the storage tank to a spray nozzle in a manner to transfer the tack material in
7 the storage tank to the spray nozzle. In another alternate embodiment, the vehicle can be a HMA or
8 similar type paving machine.

9 In another alternate embodiment the tack material storage tank is pressurized by other pump
10 devices, such as a hydraulically driven pump that is powered by the vehicle engine or the engine
11 operating the equipment to which the tack material tank is mounted.

12 **BRIEF DESCRIPTION OF THE DRAWINGS**

13 The accompanying drawings illustrate a preferred embodiment of this invention. However,
14 it is to be understood that this embodiment is not intended to be exhaustive, nor limiting of the
15 invention. They are but examples of some of the forms in which the invention may be practiced.

16 Figure 1 is a side view of a mobile tack storage tank of this invention illustrating the
17 connection of the truck exhaust to the tack storage tank, the tack discharge line, and the buoy
18 mounted, level indicator for measuring the amount of tack in the storage tank.

19 Figure 2 is a cutaway side view of a mobile tack storage tank of this invention.

20 Figure 3 is a rear view of a mobile tack storage tank of this invention.

21 Figure 4 is a perspective view of a preferred embodiment of the tack spray nozzle utilized in
22 this invention.

1 Figure 5 is a cross-sectional view taken along lines A-A of Figure 54

2 **PREFERRED EMBODIMENTS OF THE INVENTION**

3 Without any intent to limit the scope of this invention, reference is made to the figures in
4 describing the preferred embodiments of the invention.

5 Referring to Figures 1-3, a tack storage tank 1 is mounted on the chassis of a truck 2 as
6 shown. Tank 1 is provided with fill opening 3 located at the top surface 4 of tank 1. Tack 5 is
7 introduced into tank chamber 6 through fill opening 3. Once the desired amount of tack 5 has been
8 placed in tank 3, fill opening 3 is sealed by cap 7 in any known conventional manner.

9 In soil cement applications tank 1 is also provided with one or more sealable water inlet
10 pipe 8 to permit water to be introduced into chamber 6. At one end of pipe 8 is a connector 8A,
11 preferably a "quick connection" connector, to which a water pipe may be connected. It is preferred
12 that connector 8A be positioned for easy access by a person standing next to tank 1. In another
13 preferred embodiment, a valve 8B is positioned between pipe connector 8A and the opposite end
14 section 8C of pipe 8 positioned in tank chamber 6. More preferably, end section 8C is positioned
15 above the tack material contained in tank chamber 6 to prevent the emulsion in tank chamber 6
16 from exiting through pipe 8.

17 Federal and state construction specifications typically require one to be able to estimate the
18 amount of tack that has been applied to the surface 9 to be paved. To assist in making this
19 estimation it is necessary to measure the change in volume of tack per unit distance traveled by the
20 vehicle. Any conventional tack volume measurement apparatus can be used. One preferred
21 embodiment provides a float 10 operatively attached to a gauge 11 coordinated to match the level
22 "L" of the float in tank chamber 6 to the volume of tack 5 remaining in tank chamber 6. Other

1 known fluid level measuring devices, including ultrasonic or venturi based systems, could also be
2 employed.

3 Vehicle 2 is also provided with a device that measures the distance traveled by vehicle 2
4 during the spraying operation. One such device employs a conventional wheel 12 operatively
5 connected to an odometer to measure the distance traveled as the wheel 12 is rotated by its contact
6 with the paving surface 9 during movement of vehicle 2. Other known distance measuring
7 devices, such as a laser or radar based system, could also be used. With the change in volume of
8 the tack 5, the distance traveled during the spraying operation, and the known width of the spray,
9 one can then calculate the amount of tack 5 sprayed per square yard of paving surface 9.

10 To ensure that an adequate amount of tack 5 is sprayed, prior art devices utilize pumps to
11 transfer the tack 5 from tank chamber 6 to an array of spray nozzles. This requires additional
12 equipment that increases the expense of the tack spraying vehicle. This invention eliminates the
13 need to utilize such pumps by pressurizing tank chamber 6 through the use of the vehicle engine
14 exhaust gases. In addition to eliminating the need for the pumps, this invention also makes use of
15 the polluting exhaust gases to achieve a more environment friendly tack spraying device. To
16 accomplish the pressurization, an exhaust line 14 is attached at one end 15 to the engine exhaust
17 pipe 13 to direct the discharged exhaust gases into exhaust line 14. The opposite end 16 of exhaust
18 line 14 is positioned to discharge the hot exhaust gases into tank chamber 6. In a preferred
19 embodiment at least a portion 14' of exhaust line 14 will be positioned within tack 5 where it will act
20 as a heat exchanger to assist in maintaining the tack at the desired temperature. In an alternate
21 preferred embodiment an electric heating coil 40 is positioned within chamber 6, preferably near
22 the inside bottom wall surface 41 forming tank chamber 6 to assist in maintaining tack 5 at the

desired temperature for easier flow. The electrical coil is operatively attached to an electrical source (not shown). If desired the temperature of tack 5 can be monitored by temperature gauge 42 having temperature sensors positioned in contact with tack 5.

In another preferred embodiment exhaust line 14 is provided with a conventional pressure relief valve 17 that releases the exhaust gases to the atmosphere should the pressure within tank chamber 6 exceed a predetermined level. If desired, the pressure within tank chamber 6 can be monitored by a conventional pressure gauge 18 operatively attached to tank 1 to sense the pressure level within tank chamber 6.

Tank 1 is also provided with tack transfer line 19 having one end 20 submerged below level "L" and in tack 5. The opposite end 21 of transfer line 19 is operatively attached to spray nozzle system 22 to permit tack 5 to flow from tank chamber 6 through transfer line 19 to spray nozzle system 22. The spray nozzle assembly 22 includes a clean out vessel 23 attached to transfer line end 21 to receive tack 5 from tank chamber 6. It also includes a spray nozzle 24 affixed to one end of pipe 25 whose opposite end 26 is affixed to clean out vessel 23 to receive tack 5 from vessel 23. Spray nozzle system 22 also includes a clean out line 27 that permits the removal of polymer globules trapped in vessel 23 when valve 28 is opened. In a preferred embodiment pipe 25 is attached to clean out vessel 23 by a conventional quick-connect fitting 29 to permit the easy removal of pipe 25 and spray nozzle 24 for cleaning. To facilitate cleaning of spray nozzle 24 and pipe 25, a cleaning tank 30 containing a cleaning solution, such as diesel fuel or other known more environmentally acceptable solvents, is mounted to vehicle chassis 3 near the quick-connect fitting 29 to minimize any environmental problems from any tack spillage or leaking problems from the removed spray nozzle 24 and pipe 25. This position also minimize plugging of spray nozzle 24 that

1 might result from any cooling of tack 5 in spray nozzle 24 resulting from delay in getting spray
2 nozzle 24 into the cleaning solution.

3 In a preferred embodiment a conventional linear actuator flow control assembly can be
4 operatively attached to transfer line 19 to permit control of the tack flow rate by the vehicle
5 operator positioned in the vehicle cab 32.

6 In another preferred embodiment switch valve 33 is operatively attached to transfer line 19
7 at a position exterior to tank chamber 6 to permit the tack to flow to a hand-held spray wand
8 assembly 34, rather than spray nozzle system 22. Spray wand assembly 34 comprises a flexible
9 hose 38 to which is attached at its discharge end a spray wand 39 that can be stored in cleaning tank
10 30 when not being used. The hand-held spray wand assembly 34 can be used for small area
11 applications or tack spraying in areas not readily accessible to vehicle 2.

12 Turning now to Figures 4 and 5, a preferred embodiment of the spray nozzle 24 is
13 illustrated. Spray nozzle 24 is designed to permit a wide angle, preferably at least 75°, flat spray
14 pattern with medium impact. The design is further set to permit uniform spray distribution of
15 medium-sized drops of tack. Spray nozzle 24 is constructed having a round orifice 35 and
16 relatively large unobstructed flow passage 36 formed by nozzle wall member 37. In a preferred
17 embodiment flow passage 36 has a diameter greater than any polymer ball likely to form. A
18 diameter of at least 0.375 inches is the most preferred diameter. It is also preferred that flow
19 passage 36 be sized to permit passage of at least 14 gallons per minute, more preferably 14-140
20 gallons per minute, at a pressure of about 3 psig, more preferably 10-15 psig. Examples of various
21 acceptable spray nozzles are the FloodJet® spray nozzles manufactured by Spraying Systems Co.,
22 North Avenue at Schmale Road, Carol Stream, Illinois 60188.

1 In operation cap 7 is removed from fill opening 3 and the desired amount of tack 5 is
2 transferred into tank chamber 6. Cap 7 is then replaced on fill opening 3 sealing tank chamber 6.
3 The vehicle engine is started and run to cause the exhaust to pressurize tank chamber 6 to the
4 desired pressure level. Depending on elevation, spraying width, tack composition and other paving
5 factors, the desired pressure will range between 4 and 24 psig. Once the desired pressure has been
6 reached, the vehicle operator opens valve 43 and the flow rate can be set by a conventional linear
7 actuator assembly. The pressure within tank chamber 6 causes tack 5 to enter tack discharge line 19
8 and flow into and fill vessel 23. Once vessel 23 has been filled the tack is discharged through pipe
9 25 and sprayed to paving surface 9 through spray nozzle 24 whose orifice 35 has been positioned to
10 direct the tack droplets toward paving surface 9. Upon completion of the spraying operation valve
11 43 can be closed by activation of a conventional linear actuator. Pipe 25 with spray nozzle 24 are
12 disconnected from quick-connect fitting 29 and placed into the diesel fuel filled tank 30.

13 When desired any tack 5 remaining in tank chamber 6 after the spraying operation has been
14 completed may be removed by opening valve 44 in tank drain pipe 45. The pressure in tank 1 will
15 force the remaining tack 5 through drain pipe 45 for collection at a more desired environmentally
16 safe area.

17 In alternate embodiment, tank 1 could be mounted directly on the hot asphalt paving
18 equipment in a manner to permit spray nozzle assembly 23 to discharge tack 5 directly in front of
19 the hot asphalt mix. In this alternate embodiment the exhaust from the hot asphalt mix paving
20 equipment can be used to pressurize tank 1.

21 There are of course other alternate embodiments which are obvious from the foregoing
22 descriptions of the invention which are intended to be included within the scope of the invention

1 as defined by the following claims.



CLAIMS

What I claim is:

1. A tack spraying device mountable on a vehicle comprising:
 - a. an engine having an exhaust pipe for emitting exhaust gases during the operation of the engine, the engine being mountable to the vehicle,
 - b. a storage tank for maintaining tack material stored in the storage tank under pressure during operation,
 - c. a first line connecting the exhaust pipe of the engine to the storage tank in a manner to permit transfer of the engine exhaust to the interior of the storage tank and to serve as a source of the pressure within the storage tank, and
 - d. a second line connecting the storage tank to a spray nozzle in a manner to transfer the tack material in the storage tank to the spray nozzle.
2. A tack spraying device according to claim 1 wherein a pressure relief valve is operative attached to said storage tank to relieve the pressure in the storage tank at a pre-determined pressure level.
3. A tack spraying device according to claim 2 wherein the predetermined pressure level is about 4 psig or greater.
4. A tack spraying device according to claim 2 wherein the predetermined pressure level is about 14 psig.
5. A tack spraying device according to claim 2 wherein the predetermined pressure level is set a pressure sufficient to transfer the tack material from the storage tank to the spray nozzle at a rate of at least 0.02 gallons per square yard.

6. A tack spraying device according to claim 5 wherein said rate is between 0.02 and 0.08 gallons per square yard.

7. A tack spraying device according to claim 1 wherein the spray nozzle has an orifice with a nominal diameter of at least 0.375 inches and has a capacity to permit at least 14 gallons per minute of tack material to flow through the orifice at a pressure of at least about 3 psig with a spray angle of at least 75°.

8. A tack spraying device according to claim 1 wherein the spray nozzle has an orifice with a nominal orifice diameter greater than any polymer ball that may develop in the storage tank during spraying of the tack material.

9. A tack spraying device having a tack material storage tank and a line operatively attached to the storage tank and a spray nozzle to permit tack material in the storage tank to flow to and through the spray nozzle, the improvement to which comprises the spray nozzle has an orifice with a nominal orifice diameter greater than any polymer ball that may develop in the storage tank during spraying of the tack material.

10. A tack spraying device according to claim 9 wherein the spray nozzle has an orifice with a nominal diameter of at least 0.375 inches and has a capacity to permit at least 14 gallons per minute of tack material to flow through the orifice at a pressure of at least about 3 psig with a spray angle of at least 75°.

11. A tack spraying device according to claim 10 wherein said capacity is set to permit about 14 to about 140 gallons per minute of tack material to flow through the orifice.

12. A tack spraying device according to claim 1 wherein the engine drives the vehicle.

13. A motorized tack spraying vehicle comprising an engine driven moving vehicle, a tack

material storage tank mounted to the vehicle for maintaining tack material stored in the storage tank under pressure during operation, a first line connecting the exhaust pipe of the vehicle engine to the storage tank in a manner to permit transfer of the engine exhaust to the interior of the storage tank and to serve as the source of the pressure within the storage tank, and a second line connecting the storage tank to a spray nozzle in a manner to transfer the tack material in the storage tank to the spray nozzle.

14. A motorized tack spraying vehicle according to claim 13 wherein a pressure relief valve is operative attached to said storage tank to relieve the pressure in the storage tank at a pre-determined pressure level.

15. A motorized tack spraying vehicle according to claim 14 wherein the pre-determined pressure level is about 4 psig or greater.

16. A motorized tack spraying vehicle according to claim 15 wherein the pre-determined pressure level is about 14 psig.

17. A motorized tack spraying vehicle according to claim 15 wherein the predetermined pressure level is set a pressure sufficient to transfer the tack material from the storage tank to the spray nozzle at a rate of at least 0.02 gallons per square yard.

18. A motorized tack spraying vehicle according to claim 17 wherein said rate is between 0.02 and 0.08 gallons per square yard.

19. A motorized tack spraying vehicle according to claim 13 wherein the spray nozzle has an orifice with a nominal diameter of at least 0.375 inches and has a capacity to permit at least 14 gallons per minute of tack material to flow through the orifice at a pressure of at least about 3 psig with a spray angle of at least 75°.

20. A motorized tack spraying vehicle according to claim 19 wherein said capacity is set to permit from about 14 to about 140 gallons per minute of tack material to flow through the orifice.

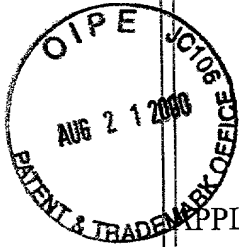
21. A motorized tack spraying vehicle according to claim 14 wherein the spray nozzle has an orifice with a nominal orifice diameter greater than any polymer ball that may develop in the storage tank during spraying of the tack material.

5



ABSTRACT

A tack spraying device mountable on an engine driven vehicle having a storage tank for maintaining tack stored in the container under pressure during operation, a first line connecting the exhaust pipe of the vehicle engine to the storage tank in a manner to permit transfer of the engine exhaust to the interior of the storage tank and to serve as a source of the pressure within the container, and a second line connecting the storage tank to a spray nozzle in a manner to transfer the tack in the storage tank to the spray nozzle.



IN THE UNITED STATES OF AMERICA
PATENT AND TRADEMARK OFFICE

APPLICANT: Laddie L. James
TITLE: Improved Tack Spraying Apparatus
ATTORNEY DOCKET NO.: 9066.002

COMMISSIONER OF PATENTS AND TRADEMARKS
WASHINGTON, D.C. 20231

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

This declaration is for an original application.

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled Improved Tack Spraying Apparatus, the specification of which is filed herewith.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

ROBERT C. TUCKER, Registration No. 31,434
WILLIAM DAVID KIESEL, Registration No. 25,883
LANCE A. FOSTER, Registration No. 38,882
R. BENNETT FORD, JR., Registration No. 39,193
BERNARD F. MERONEY, Registration No. 37,188

SEND CORRESPONDENCE TO:

DIRECT TELEPHONE CALLS TO:

William David Kiesel
P. O. Box 15928
Baton Rouge, Louisiana 70895

William David Kiesel
(225) 927-9908

DECLARATION: I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF INVENTOR: Laddie L. James

RESIDENCE ADDRESS: 1450 Pine Tree Road, Opelousas, Louisiana 70570

POST OFFICE ADDRESS: Post Office Box 877, Opelousas, Louisiana 70571-0877

COUNTRY OF CITIZENSHIP: USA

DATE: 18 August 2000

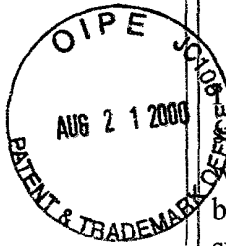
SIGNATURE: Laddie L. James

Certification Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee, in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on this 18 day of August, 2000.

EXPRESS MAIL LABEL E1640032997US

Monte B. Puma



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Laddie L. James

TITLE OF PERSON OTHER THAN OWNER:

ADDRESS OF PERSON SIGNING: P.O. Box 877, Opelousas, Louisiana 70571-0877

SIGNATURE Laddie L. James DATE 18 August 2000

Certification Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on this 21st day of August, 2000.

EXPRESS MAIL LABEL E#640032997US

Michael B. Berman

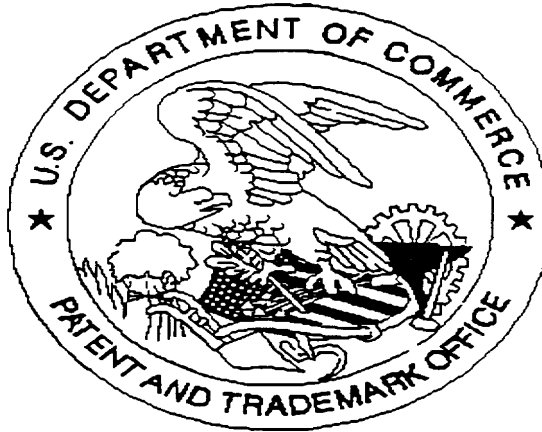
SMALL ENTITY STATEMENT

(BUSINESS CONCERN)

PAGE 2 OF 2 PAGES

001230 " 00224960

United States Patent & Trademark Office
Office of Initial Patent Examination -- Scanning Division



Application deficiencies were found during scanning:

☒ Page(s) _____ of Transmittal were not present
for scanning. (Document title)

☐ Page(s) _____ of _____ were not present
for scanning. (Document title)

☐ Scanned copy is best available.